



1621
Bf

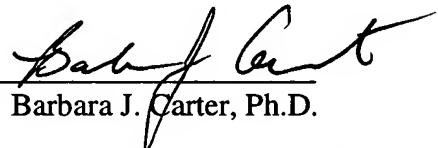
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Luscombe et al.
Serial No.: 10/019,802
Filing Date: May 6, 2002
Invention: Therapeutic Agents

Attorney Docket: 2544/111
Art Unit: 1621
Examiner: Davis, Brian J.
Date: September 14, 2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service in an envelope as first class mail with sufficient postage addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 14, 2004.


Barbara J. Carter, Ph.D.

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION OF JUNE 14, 2004

Dear Sir:

The Applicants thank the Examiner for consideration of references WO 95/26327 and WO 98/29411, and for including a summary of the Examiner initiated interview of May 13, 2004 with the office action of June 14, 2004 (hereafter "Office Action"). In response to that Office Action, Applicants offer the following amendments and remarks.

INDEX

Amendments to the Claims begin on page 2.

Remarks begin on page p. 17

GP
GP
216.00
172.00
09/16/2004 SMTNASS1 00000055 10019802
01 FC:1202
02 FC:1201



Practitioner's Docket No. 2544/111

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Graham Paul Luscombe, Patricia Lesley Needham

Application No.: 10/019,802

Filed: 05/06/2002

For: Therapeutic Agents

Group No.: 1621

Examiner: Davis, Brian J.

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

- Transmitted herewith is an amendment for this application.

STATUS

- Applicant is other than a small entity.

EXTENSION OF TERM

- The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

[x] deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

[x] with sufficient postage as first class mail.

37 C.F.R. § 1.10*

as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

facsimile transmitted to the Patent and Trademark Office, (703) _____

Signature



Barbara J. Carter, Ph.D.

(type or print name of person certifying)

Date: September 14, 2004

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1) CLAIMS REMAINING AFTER AMENDMENT	(Col. 2) HIGHEST NO. PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA	OTHER THAN A SMALL ENTITY							
TOTAL	56	-	44	=	12	x	\$ 18.00	=	\$ 216.00	ADDIT. FEE
INDEP.	6	-	4	=	2	x	\$ 86.00	=	\$ 172.00	
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM										
							\$ 0.00	=	\$ 0.00	
							TOTAL			
							ADDIT. FEE		\$ 388.00	

Total additional fee for claims required \$388.00

FEE PAYMENT

5. Attached is a check in the sum of \$388.00.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

FEE DEFICIENCY

6. If an extension and/or fee is required, charge Account No. 19-4972.

If an additional fee for claims is required, charge Account No. 19-4972.

Date: September 14, 2004


Barbara J. Carter, Ph.D.
Registration No. 52,703
Bromberg & Sunstein LLP
125 Summer Street
Boston, MA 02110-1618
US
617-443-9292
Customer No. 02101

02544/00111 334199.1